

3624



PATENT
Attorney Docket No.: 048289-5002
Application No.: 09/417,774

In re Application of:)
)
John M. **MARYNOWSKI**, *et al.*)
)
Application No.: 09/417,774)
)
Filed: October 14, 1999)
)
For: **AUTOMATED TRADING SYSTEM IN**)
AN ELECTRONIC TRADING SYSTEM)

Group Art Unit: 3624

Examiner: Daniel S. Felten

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

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GROUP 3600

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is an Amendment responding to the second non-final Office Action mailed **January 28, 2003**.
2. Additional papers enclosed:
 - ☐ Drawings: ☐ Formal ☐ Informal (Correction)
 - ☐ Terminal Disclaimer to Obviate a Provisional Double Patenting Rejection over a Prior Patent
 - ☐ Information Disclosure Statement
 - ☐ Form PTO-1449, ___ references included
 - ☐ Citations
 - ☐ Declaration of Biological Deposit
 - ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicants petition for an extension of time, the fees for which are set out in 37 CFR § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 410.00	\$205.00
<input type="checkbox"/> three months	\$ 930.00	\$465.00
<input type="checkbox"/> four months	\$1,450.00	\$725.00

Extension of time fee due with this request: **\$55.00**

If an additional extension of time is required, please consider this a Petition therefor.

☐ An extension for __ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	46	minus	26	0	x \$18 each=	+ \$ -
Independent Claims (37 C.F.R. §1.16(b))	4	minus	4	0	x \$84 each=	+ \$ -
[] First presentation of Multiple dependent claim(s)					\$280.00	+ \$ -
SUB-TOTAL =						\$ -
Reduction by ½ for filing by a small entity						- \$ -
TOTAL FEE =						\$ 0.00

6. Fee Payment

- [] No fee is to be paid at this time.
- [X] The Commission is authorized to charge the **Deposit Account No. 50-0310** in the amount of **\$55.00** representing One Month Extension of Time fee (small entity).
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

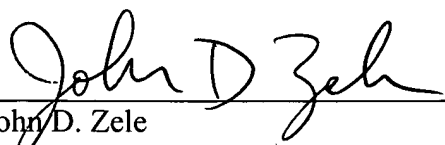
Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: **May 23, 2003**

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By:


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